IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

JAMAR McCULLOUGH,

CIVIL ACTION

Petitioner,

:

v.

JEROME WALSH, et al.,

NO. 13-3421

Respondents.

ORDER

AND NOW, this 7th day of Whenley, 2013, upon careful and independent consideration of the petition for a writ of habeas corpus and accompanying memorandum of law, the response, and available state court records, and after review of the Report and Recommendation of United States Magistrate Judge David R. Strawbridge, it is ORDERED that:

- 1. The Report and Recommendation is APPROVED and ADOPTED;
- 2. The petition for a writ of habeas corpus is placed **IN SUSPENSE** until the conclusion of the state appellate proceedings;
- 3. Petitioner's Motion for Appointment of Federal Habeas Corpus Counsel (Doc. No. 2) is **DENIED WITHOUT PREJUDICE**; and
- Petitioner and Respondents SHALL NOTIFY the Court within thirty days of the conclusion of the state proceedings so that the habeas petition may proceed in this Court.

ENTERED

BY THE COURT:

MOV 07 2013

CLERK OF COURT

HARVEY BAR[[LE III